

1 Terrace Ellis
1617 Foxworthy Avenue
2 San Jose, CA 95118
3 408-621-6210

4 Plaintiff

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6 **UNITED STATES DISTRICT COURT**
7 **NORTHERN DISTRICT OF CALIFORNIA**
8 **SAN JOSE DIVISION**

9 TERRACE ELLIS,

10 Plaintiff,

11 vs.

12
13 **PHILLIPS AND COHEN**
ASSOCIATES, LTD

14 Defendant.

)
) Case No. 14-CV-05539 EJD
)
)
)

) **PLAINTIFF'S VOLUNTARY DISMISSAL WITH**
) **PREJUDICE**
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18 PLEASE TAKE NOTICE that Plaintiff TERRACE ELLIS hereby voluntarily dismisses, with
19 prejudice, the above-entitled action against Defendant Phillips and Cohen Associates, Ltd. The
20 parties have settled this action. Plaintiff gives this notice pursuant to Fed. R. Civ. P. 41(a).
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23 RESPECTFULLY SUBMITTED,

24 DATED: October 5, 2016

25 By: _____

26 Terrace Ellis
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CERTIFICATE OF SERVICE

I, Eugenia Zertuche, declare:

I am a citizen of the United States, am over the age of eighteen years, and am not a party to this case. My business address is Burke Williams Spa, 355 Santana Row, #2010, San Jose, CA 95128. I hereby certify that on October 5, 2016 a true and correct copy of the Notice of Voluntary Dismissal was served upon counsel via U.S. Mail, first class, postage prepaid and addressed as follows:

Damian P. Richard, Esq. (SBN 262805)
SESSIONS, FISHMAN, NATHAN & ISRAEL, L.L.P.
1545 Hotel Circle South, Suite 150
San Diego, CA 92108-3426
Attorney for Defendant

Defendant:

PHILLIPS AND COHEN ASSOCIATES, LTD.

DATED: October 5, 2016

By:  _____

Eugenia Zertuche